

**REGULAR MEETING  
TRIBAL FORESTRY COMMITTEE  
APRIL 28, 2009 – 3:00 P.M.  
TRIBAL OFFICE BOARDROOM**

1. Chairman Randal Chevalier called the meeting to order at 3:00 p.m. Roll call was taken with a quorum present. MEMBERS PRESENT: Randal Chevalier, Myrna Warrington (late), Tony Waupochick, Al Pyatskowit (late), Walter Cox, Dave Grignon, Jeremy Pyatskowit, Rick Warrington (late), and Susan Waukau. MEMBERS ABSENT: None. Also present: Jeremy Johnson, Doug Cox, Chris Caldwell, and Linda Peters, recorder.

2. Moment of Silence.

A moment of silence was observed.

3. Approval of Minutes dated March 24, 2009 and April 13, 2009

March 24, 2009

No corrections necessary

**Motion made by Tony Waupochick to approve the minutes dated March 24, 2009. Second was by Walter Cox. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions, and 3 absent (A. Pyatskowit, M. Warrington, and R. Warrington).**

April 13, 2009

David Grignon informed the Committee that the prescription # was approved

**Motion made by Tony Waupochick to approve the minutes dated April 13, 2009. Second was by Walter Cox. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 3 abstentions (S. Waukau, W. Cox and D. Grignon), and 3 absent (A. Pyatskowit, M. Warrington, and R. Warrington).**

4. Invasive Species: Discussion and Recommendations

(Al Pyatskowit entered the meeting at 3:05 p.m.)

(Legislator Myrna Warrington entered the meeting at 3:06 p.m.)

Chris Caldwell presented the Menominee County Invasive Species Management Plan for the Committee to review along with a draft resolution for Committee approval.

The Committee requested that a cover page stating entitlement, who is involved, and how to contact them. The 2005-2008 Plan needs to be updated however; Mr. Johnson is working on updating the Land and Water Resource Management Plan.

The Tribal Conservation Department received grant dollars to educate the community on aquatic invasive species and has been working with Menominee County, UW-Extension, Environmental Services, and the Tribe's Conservation Department just hosted a workshop on how to keep your boats clean. This year the educational focus will be on the terrestrial invasive species such as emerald ash and garlic mustard.

The Solid Waste Ordinance can enforce and cite individuals that bring wood, waste wood, or brush onto the Reservation. Enforcement of any civil ordinances is vague, and the Tribe needs to determine which entity is in charge of enforcing these Plans or Ordinances.

Walter Cox will contact the Legal Department to provide an update to the amendments to the Firewood Ordinance.

There are several sub-committees, work groups from both entities that have been working on the aquatic and terrestrial invasive species and the Committee will recommend that the Legislature should request that all groups start working in collaboration to get this Comprehensive Plan done.

(Rick Warrington entered the meeting at 3:12 p.m.)

**Motion made by Walter Cox to move to the Legislature to approve the Resolution supporting the Menominee County/Reservation Invasive Species Management Plan. Second was by Anthony Waupochick. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 2 abstentions (R. Warrington and M. Warrington), and 0 absent.**

#### GYPSY MOTH SPRAYING

Jeremy Johnson-Menominee County presented his request to spray for Gypsy Moths in the Legend Lake/Moshawquit Lake areas to the Forestry Committee.

There was some concern on which pesticide was being used. It was explained that GYPCHEK does not need to be avoided that long. You can go outside 15 minutes after the planes spray. If someone does come into contact with the spray, it would just irritate the skin due to small gypsy moth body parts that are crushed in the spray.

Mr. Johnson informed the Committee that the first notification has been sent to the Menominee Nation News about a month ago, and a second notice will be posted in the Menominee Nation News and the Shawano Evening Leader. There will be postings in the area that is being sprayed.

Jeremy Johnson has submitted a notification to the Wisconsin DNR on which enforcement agencies should be contacted.

It was noted that the Gypsy Moth Spraying maps and the information for GYPCHEK can be found in the April 15, 2009 Enforcement and Resource packets.

**Motion made by Jeremy Pyatskowit to recommend to the Legislature to approve the Gypsy Moth Spraying. Second was by Al Pyatskowit. All those in favor of the motion signify by saying aye. Motion carried: 8 for, 0 opposed, 0 abstentions, and 0 absent.**

5. Trust and Management Agreement: Annual Determination Format

Chris Caldwell drafted an outline for the Committee to review. The Trust and Management Agreement states that the Tribe shall make the Annual Determination to see if our Forest is in compliance with the Trust and Management Agreement. According to the BIA Officials, the Tribe has never sent an Annual Determination

The Annual Determination could include the following information:

- 1). Trust and Management Agreement- the Agreement required the Tribe to same an annual determination as to whether the forest land is being operated in accordance with the applicable Forest Management Plan;
- 2). Forest Management Plan-discussing the goals and objectives of the MTE Forestry Program;
- 3). P.L. 93-638 Contracts and Sub-Contracts-discussing the goals and objectives of the Contracts and if we are meeting all of the objectives;
- 4). Describing the activities from the Forest Management, Fire Management and Forest Development;
- 5). Identify the issues that the Tribe feels is not in compliance;
- 6). Summary-summarize the Tribe's findings and any follow-ups; and
- 7). Compliance statement- the Tribe certifies this statement.

(Susan Waukau left the meeting at 4:31 p.m.)

Chris Caldwell is looking for the Committee's input on what information should be reported. A generalize summary of the different aspects of the forest should be initialized until the Tribe receives the approval or comments from the BIA.

The question was raised if MTE is aware of what the Tribe will be requesting.

Doug Cox informed the Committee that the approved MTE minutes state that the MTE Board of Directors is aware that the Tribe will be requesting this information.

**Motion made by Al Pyatskowit to send the recommended draft of the Annual Determination to the Menominee Tribal Legislature and if approved, that the Tribal Chairman work with the MTE Chairman to determine which entity will be supplying the information from MTE. Second was by Jeremy Pyatskowit. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (S. Waukau).**

(Legislator Myrna Warrington left the meeting at 4:52 p.m.)

6. Trust Resource's Director's Report: March 1 – April 9, 2009

No action taken.

7. 2009 Goals and Objectives – Verbal Discussion

Chairman Chevalier informed the Committee that there are only 8 meetings left in this Committee year. Some of the Goals were: 1) Annual Determination Report; 2) Ordinance #05-22 review and recommend changes; 3) Ordinance #02-22 review and recommend changes; 4) Invasive Species Plan or Ordinance; 5) 638 Contract Process; and 6) the Forest Management Plan which expires in 2010.

The Committee will hold Special Meetings on these topics.

8. Other Business

Randal Chevalier will be attending the MTE Board of Director's meetings as a Tribal Forestry Committee member to try and open the lines of communication.

The Tribal Legislature approved certain prescriptions, and MTE made changes to them. MTE changed them, and stated that the changes are small. Nevertheless, the changes might change the objectives on each prescription. Chris Caldwell will investigate this further and report back to the Committee.

According to the MTE minutes, there will a seedling report delivered to the Legislature.

The IRMP expires in the year 2010, and needs to be updated.

The Conservation Department should report the beaver population to the Tribal Forestry Committee, and their effects in our Forest.

Another area that needs to be explored by the Committee is the Asian beetle that attacks the black ash trees. Our ceremonial traditions that bless our trees needs to be handed down to the next generations.

9. Adjournment

**Motion made by Rick Warrington to adjourn the meeting. Second was by David Grignon. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions, and 2 absent (S, Waukau and M. Warrington).**

Meeting adjourned at 5:30 p.m.

Respectfully submitted by,

Linda Peters, recorder  
Chairman's Office